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BOARD OF PHARMACY

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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF PHARMACY

_____	:	
IN THE MATTER OF THE SUSPENSION	:	Administrative Action
OR REVOCATION OF THE LICENSE OF	:	
	:	CONSENT ORDER
HETAL AMIN R.P.	:	
	:	
TO PRACTICE PHARMACY IN THE	:	
STATE OF NEW JERSEY	:	
_____	:	

This matter was opened to the New Jersey State Board of Pharmacy by receipt of respondent's request for reinstatement. Respondent entered into a Consent Order with the Board of Pharmacy on October 11, 2002 whereby he agreed to the voluntary surrender of his pharmacy license pending a plenary hearing before the board upon respondent's application for relicensure.

Respondent appeared before the full Board on February 5, 2003 and testified as to his past psychiatric treatment for anxiety, his unlawful removal from his employer's drug stock of Xanax, a Schedule III Controlled Dangerous Substance, and his present effort to eliminate prescription medication for this condition.

It appearing that respondent is under the care of a psychiatrist and continues to have negative drug screens, and respondent having satisfied the Board of his intention to continue in his present treatment program, and it further appearing that respondent wishes to resolve this matter without the necessity of further formal proceedings, and for good cause shown,

IT IS THEREFORE, ON THIS DAY OF ,2003,

ORDERED:

1. The license of Hetal Amin, R.P. to practice pharmacy in the State of New Jersey is hereby reinstated to a probationary status for one (1) year.

2. During the probationary period, respondent hereby consents to the entry of an Order of Automatic Suspension of his license without notice upon the Board's receipt of any reliable information such as, but not limited to, a report of a confirmed positive urine or information from any out-patient program or counselor or treating psychiatrist which reveals evidence of substance abuse during the probationary period.

3. Respondent shall have the right to apply for removal of the automatic suspension on two (2) days notice but the hearing in such event shall be limited to a showing that urine tested was not his or was a false positive, in the case of urine testing, or that other information submitted was false.

4. Respondent shall have his urine monitored at his own expense on a random, unannounced basis. Testing shall be performed

one time per week through the first six months of the probation and two times per month for the duration of that period. The urine specimens shall be performed with direct witnessing by a Board approved monitor. The initial drug screen will utilize the EMIT technique and all confirming tests and/or secondary test will be performed by gas chromatographing/mass spectrometry (GC/MS). The testing procedure shall include a forensic chain of custody protocol to ensure sample integrity and to provide documentation thereof.

5. The result of all tests shall be reported directly by the testing laboratory on a monthly basis to the Executive Director of the Board or her successor, or her designee in the event she is unavailable. The Board may at anytime alter or modify the manner of the testing directed herein. In the event of any such alteration or modification the Board shall give timely notice of any new testing requirement to the respondent.

6. In the event respondent is unable to appear for a scheduled urine test due to illness or other impossibility, consent to waive that day's test must be secured from the Board office. The lab or monitor will not be authorized to provide consent. In addition, respondent must provide the Board with any written substantiation which may be obtained for his inability to appear, e.g. physician's report.

7. Any failure to appear for a urine test for which consent is not secured from the Board, and for which no written substantiation is furnished satisfactory to the Board within two

(2)days of such failure to appear shall be grounds for activation of the suspension upon short notice.

8. Respondent shall give written notice to the Board prior to beginning or changing any employment during the probationary period.

9. Respondent shall not use or possess any controlled dangerous substances, except for bona fide medical purposes as deemed necessary by a physician or other authorized prescriber during the entire period of probation. In such event, respondent shall serve notice to the Board in writing. Respondent shall advise any and all treating physicians of his history of drug abuse.

10. During the probation period, the Board may require the appearance of respondent at a meeting for a status conference, at any time with reasonable prior notice to respondent.

NEW JERSEY STATE BOARD OF PHARMACY

By: _____


Anthony Alexander, R.P.
President

I have read the within Order and understand its terms. I agree to be bound by its terms and hereby consent to it being entered by the New Jersey Board of Pharmacy.



Hetal Amin, R.P.